

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	:	Miller et al.)	Examiner:
)	To Be Assigned
Serial No.	:	10/572,080)	
)	Art Unit:
Cnfrm. No.	:	9764)	To Be Assigned
)	
Filed	:	September 20, 2004)	
)	
For	:	DIAGNOSTIC SYSTEM FOR)	
		OTOLARYNGOLOGIC PATHOGENS AND)	
		USE THEREOF)	

STATEMENT IN ACCORDANCE WITH 37 C.F.R. § 1.821

Mail Stop: PCT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.821, applicants hereby submit a Sequence Listing (5 pages) via EFS-Web 1.1. In accordance with 37 C.F.R. § 1.821, applicants submit that the Sequence Listing contains no new matter. A representative of the Electronic Business Center (“EBC”) of the U.S. Patent and Trademark Office confirmed that when submitting the Sequence Listing via EFS-Web 1.1 as a text file (i.e., a .txt file), applicants are not required to *additionally* file a “paper” copy of the Sequence Listing, and that applicants are not required to submit a statement confirming that the paper copy and computer readable form of the Sequence Listing are identical (i.e., because no paper copy is being filed).

Respectfully submitted,

Dated: May 11, 2007

/Edwin V. Merkel/
Edwin V. Merkel
Registration No. 40,087

NIXON PEABODY LLP
Clinton Square, P.O. Box 31051
Rochester, New York 14603-1051
Telephone: (585) 263-1128
Facsimile: (585) 263-1600